12

Sectt. II-27—45,004—14-11-29.

Law (Education) (1930) Department.

MS SERIES.

G.O. No. 1380

DATED 17-7-1930.

[Despatch Abstract.]

Suit - Ex-student, St. Ann's Training School, Mangalore - (Mrs.Violet Faria) - Institution - Sanctioned.

L 2 11852 B
17.5.30

G.F. 30.

Education. **DEPARTMENT.**

449/1/3/30

2116/11/2/30

107/1/4/27 Sub 2-4-29

610/30-3-28

294/13/2/28

Registered 19

Subject. Rs.322-8-0 - paid as stipends to Miss Violet- to write off- permission- requested.

ASSISTANT REGISTRAR 12 JUN 1930 LAW DEPT.

ENCLOSURES.
No. .....
.....
Spare copies .....

R.C. No.541 E/30

Station Madras *Dated the* 8th May 1930 19

From (Name) W.E. Smith, Esq., M.A.,
(Designation) Ag. Director of Public Instruction

To The Secretary to the Government of Madras,
Law (Education) Department.

Sir,

I have the honour to state that Miss Violet Noranho underwent training in St. Ann's Training school, Mangalore, during the years 1923-25 and received stipends to the value of Rs.322-8-0. She has not fulfilled the terms of the bond executed by her while under and has no property in her name. She is now and her husband possesses properties. The Go Pleader of South Malabar who was consulted on states that the husband is not, in law, liable to discharge the particular debt of his wife.

2. As there is no possibility of recovering the amount from the defaulter, I request that permission

may kindly be accorded for the writing off of the amount of Rs.322-8-0.

I have the honour to be.

S i r,

Your most obedient servant,

for Director of Public Instruction.

Edn dept.

pp1-2fC No. 11526 From the D-P I Re. No. 541 E/30 dt 8:

Stipends paid to one Miss Violet Noran
Writing off.

pp1-2cf The D-P I requests permission to write off a sum of Rs 322-8-0 paid as Stipend to one Miss Violet Rosario who underwent training in St. Ann's Training School, Mangalore during 1923-25, on the grounds that there is no possibility of recovering the amount from her. She is however, now reported to be married and that her husband possesses property. Under more or less similar circumstances the Director recommended in his letter

pp1-2v No. Roc 1382-D/26 dt 20-3-1928 the
fo (2) institution of a suit against one

ASSTT. SECY. TO GOVT. 24 MAY 1930 LAW DEPT.

DIR. OF PUBLIC INSTRUCTION 541/E/30 27 MAY 1930

LE 11526-1
26-5-30.

U.O.Reply No. 541-E/80 dt 6.6.80.

The two cases are not comparable. In the case of M.P.Pakkiam the Government Pleader, Trichinopoly, was of opinion that a suit for recovery would lie. In the case of Mrs.Violet Faria (nee Noranho) the Government Pleader, Malabar, considers that the husband Jobai Faria is not legally liable to discharge this particular debt of his wife. In these circumstances I see no advantage of gambling on the psychology of Mr.Faria and in instituting a suit against him or her.

W.E.S.
6.6.30

L.E.1356B
12.6.30

Edn. dept

In the circumstances stated above it is for consideration whether sanction may be accorded to write off the amount of Rs. 322-8-0. A draft order is submitted.

W
7.6.30

It is strange that the G.P. S. Malabar should give an opposite opinion to the G.P. Trichinopoly. The G.P. Trichy is a very good lawyer; and his opinion carries weight. Has the suit referred to G.P. been decided? If not we may consult the G.P. Madras regarding this conflict of opinion.

AS
11/6

Acceptance is not necessary vide G.O. on p. 3 of G.O. 52 Fin. dt 28.11.27 (P)

SUBSTANTIAL RECEIPT STAMP 19 JUN 1930 DEPT

(E) The circumstances of the two cases are almost similar but for the divergent opinions given by the Govt. Pleaders)

† para 2, p. 2 of (Z)

× p. 1 c. f

Vidarbha (9)

1152-B

A reminder to the D.P.I. will be put up on return of the file from the Law Secretary's office.

Revenue. The D.P.I. may also be informed separately that the Govt. suit has been decided in favour of Govt. & that prima facie the cases seem to be the same in both cases. He may be asked to draw the attention of the G.P.B. Nagpur to the suit etc. whether a suit actually lies against the husband or not, he being a man of property is liable to pay the amount due from his wife. After all it is not a gift as suggested by the D.P.I. no self respecting husband would allow his wife's pensions to be attached.

Law Secy.

L. G. 1152-A-2
30-6-30.

L. Govt. 1152-B-2
20-6-30

L.G. 2751 B
1-7-30

4 6

Law (Genl) Deptt

The draft may be accepted and the file returned to Law (Edn)

KM. 2.7.30

4/7

Legal, no 2751 B-1.

Edn. no

7/7/30.

For advt.

The draft order may issue.

A memo to the D.P.I is also submitted with draft order

with reference to the Dy Secy's note on f. 3 ante

2.7.30

Put up urgent head

AO, 07.

AO, 07.

ULL 8.7.30

8.7.30

Sd illegible

Mr. why is this sent to me? not marked for me. 12-7-30.

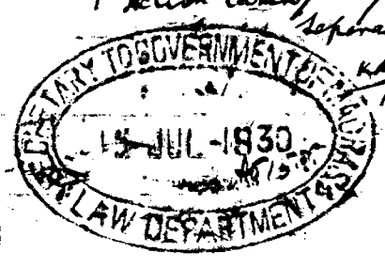
whose mistake?

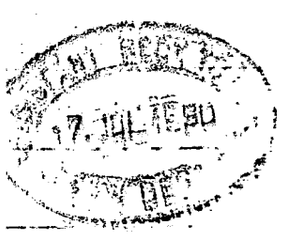
The draft may issue.

14/VII

Action taken 2.7.30 separately

KM 15.7.30





Sectt. II-5 (a)—50,406—5-11-29.

36-37 / 17-7 Two drafts

DEPARTMENT.

Suit - Ex-Student, St Ann's Training School, Mangalore - Miss Violet Noranha (Mrs Violet Faria) - Institution - Sanctioned.

	Date.	Initials.
When received copying.		
When copied		
When examined		
When signed		
When despatched		

READ AGAIN G.O. No. ....., dated ..... 19 .

" " ..... " 19

READ ALSO

C. No. 11528. From the D.P.I. R.C., No. 5415/30, dated 8-5- 1930.

" " ..... " ..... " 19

" " ..... " ..... " 19

ORDER.

No. 1380, dated 17-7- 1930

Mis

The Govt. Considers that a Suit may be instituted against Miss Violet Noranha (now Mrs Violet Faria) for the recovery of a sum of Rs 322-8-0, being the amount due under the bond executed by her as a Stipendiary student in the St. Ann's Training School, Mangalore. Sanction is accordingly accorded to the institution of the Suit.

The D.P.I is requested to arrange for the Conduct of

	Initials.	Date.
Received in Fair copying Section.		
Copied		
Examined		
Signed		
Despatche		

Sectt. II-3—6,254—26-10-27. (6)

II

Edn dept.

Stipends paid to Miss Violet Noranha — Recovery — Letter from the Dir of P.E. No 5241 E/30 dt. 8-5-30.

Memo No. 1152 B-3 dt 17.7.30

Orders are issuing separately sanctioning the institution of legal proceedings for the recovery of the amount due from Miss Violet Noranha (now Mrs Violet Faria).

2. Prima facie the case referred to in the Director's letter quoted above is similar to the one disposed of by G.O. No. 816 Edn, dt 20-4-1928. In connection with the latter the Govt Pleader, Trichinopoly, stated that a suit would lie for the recovery of Stipends from the ~~Extra~~ ex-Student M.P. Pakkiam. It is understood that the suit filed against her has been decided

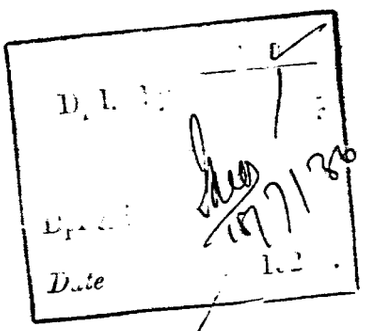
in

in favour of the Crab. The D.P.I is requested to draw the attention of the Crab Pleader, South Malabar, to the decision in that Suit

ull
8.7.30

8/a
8.7.30.

16/7



To
The D.P.I.

J. M

4

The Deputy Secy.,
Law (Edn)

The D.P.I.

(2)

Reference G.O. 816 Edn dt 26.4.28 sanctioning the institution of a suit against M.P. Paeskian for the recovery of the stipends paid to her while under training in the Training School for mistresses, Tanjore in 1914.

Please say urgently whether the suit has been decided and if so, with what result.

(B.O)

cw
19.6.30

Issued Peri 19.6.30
Post copy to the Asst

2nd 26.

Please remind today

ml
26/6/30

Issued
27.6.30

OFFICE OF THE _____

Dated _____ 192

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE

From The Director of Public Instruction.

To The Hon. Secretary Law (Edn.)

pimyls Ref:- Your Telephone message dt 15.6.30 and 26.6.30 regarding G.O. 816 Edn. dt 20.4.28. Sanctioning the withholding of a Scholarship acquired by D. Pankajam for recovery of Stipend paid to her while under training in Govt. Training School for women Teachers in the year 1916

Such has been decided in favour of Govt and Pankajam was ordered to repay the amount

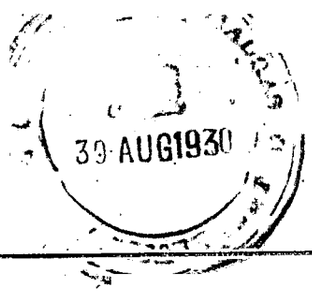
Pjm
27.6.30.

Educational **DEPARTMENT.**

Received ..... 19 . *Registered* D.E. 20705 30.8.30 19

Subject.

SUIT - Ex-student - St.Ann's Training School, Mangalore
Mrs Violet Faria.



ENCLOSURES.
No.
Spare copies

R O.C. No. 541 E/30

Station M a d r a s , *Dated the* 18th August 1930 19

From (Name) W.E. Smith Esq., M.A.,
(Designation) Ag. Director of Public Instruction

To The Secretary to the Government of Madras,
LAW EDUCATION Department.

Sir,

Ref: G.O.No. MS 1380 Law Education, dated 18-7-30

The Government pleader, South Malabar reports that the suit can be filed only at the place where the teacher resides or at the place where the cause of action arose. The teacher is stated to be residing in Travancore and as the cause of action arose in Mangalore, I am instructing the Inspectress to conduct the suit in consultation with the Government Pleader. South Kanara. I have therefore the honour to request that my action may kindly be approved.

I have the honour to be, Sir,
Your most obedient servant,

for Director of Public Instruction.

P.R.K. 28/8

A/619 53/69 Edn. dd M.

Cm. 2070B From the D.P.I. Ko. no. 541E/30

D. 18-8-30.

D/Cls 8/9 ann — ex-student — at

Ann's Training School, Mampa

— Mrs. Violet Faria — Institu

Memo no. 2070B-1 / 6.9.30

The action of the D.P.I. in having instructed the Inspectress of Schools, Circle V, to conduct the suit against Mrs. Violet Faria in consultation with the Govt. Pleader, S. Kanara, is approved. The Director is requested to bring to the notice of the Govt. Pleader the decision in the suit against M. P. Bakkiam reptd. to in Fo. No. 8/16 Edn., D. 20.4.28.

Dpd. by [illegible] Dpr's. initials 8-9-30 Date 352

To the D.P.I.

8K 5.9.30. Molk

(2) 6/9

After issue the memo may be filed with Fo. no. B80 Edn. D. 11.7.30

(X) all 11.9.30

6/9